

RESOLUTION NO. 924

**A RESOLUTION OF APPLICATION BY THE
SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT
REQUESTING THE LOCAL AGENCY FORMATION
COMMISSION TO INITIATE PROCEEDINGS FOR THE
CONSOLIDATION OF THE SAN BERNARDINO VALLEY
WATER CONSERVATION DISTRICT AND THE
SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT**

WHEREAS, the San Bernardino Valley Municipal Water District (Valley District) desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, and, in particular, Part 3 of that Act, commencing with Section 56650 of the California Government Code, for the consolidation of the San Bernardino Valley Water Conservation District (Conservation District) and Valley District; and

WHEREAS, the territory within the Conservation District proposed to be consolidated with Valley District is inhabited, and a map and description of the boundaries of the Conservation District are attached hereto as Exhibits A and B, and by this reference are incorporated herein; and

WHEREAS, it is desired that the proposed consolidation be subject to the following terms and conditions:

1. Valley District shall provide for an orderly transition of the assets, liabilities, leases, agreements, staff and activities from the Conservation District to Valley District, as shown in the Plan for Services accompanying this Resolution, which Plan for Services is attached hereto as Exhibit C and by this reference incorporated herein.
2. Valley District shall establish an advisory board comprised of the Directors of the Conservation District at the time the consolidation is approved, with duties and terms as shown in the Plan for Services accompanying this Resolution.
3. Valley District shall employ each regular employee of the Conservation District as of the date that the consolidation is approved by the Local Agency Formation Commission of San Bernardino County.

WHEREAS, the principal reasons for the proposed consolidation are as follows:

1. Under its principal act, the Municipal Water District Law of 1911 which commences with California Water Code Section 71000, Valley District is authorized to provide the services currently provided by the Conservation District. The provision of such services has been approved by LAFCO as part of its Municipal Service Review for Valley District in November 2003.
2. Valley District has the legal authority and responsibility to manage the groundwater resources of the San Bernardino Valley in accordance with the *Orange County Judgment* (Orange County Water District v. City of Chino *et al.*, April 17, 1969) and the *Western Judgment* (Western Municipal Water District v. East San Bernardino County Water District *et al.*, April 17, 1969).
3. The services provided by the Conservation District benefit a portion of the San Bernardino Basin Area, which is the groundwater basin that underlies most of the San Bernardino Valley, whereas services provided by Valley District benefit the entire San Bernardino Basin Area.
4. The consolidation will provide greater public accountability by eliminating one governmental entity and redundancy of governmental jurisdictions.
5. The groundwater producers, ratepayers and taxpayers within the Conservation District's boundaries would realize an economic benefit from the consolidation through the elimination of the groundwater assessment and redundant operating expenses.
6. On March 15, 2006 the San Bernardino Local Agency Formation Commission adopted a zero sphere of influence for the Conservation District and directed that consolidation of the two districts as the most cost-effective government structure should be pursued.

WHEREAS, this proposal is consistent with the adopted spheres of influence for each of the affected districts; and

WHEREAS, it is desired that the San Bernardino Local Agency Formation Commission commence proceedings for the consolidation of the Conservation District into Valley District, pursuant to the provisions of Part 3 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56650 of the California Government Code.

WHEREAS, it is desired that the Valley District be named the successor agency, conducting itself under the Municipal Water District Law of 1911 commencing with Section 71000 of the California Water Code; and


WHEREAS, the consolidation is an organizational or administrative activity that will not result in any direct or indirect negative environmental impacts thus exempting the consolidation from environmental review pursuant to Section 15378(b) (5) of the California Environmental Quality Act Guidelines; and

WHEREAS, as set forth in the Notice of Exemption attached to this Resolution as Exhibit D, the Board of Directors certifies that this proposal is exempt from the requirements of the California Environmental Quality Act because it is a reorganization of local governmental agencies which does not change the geographic area in which previously existing powers are exercised; and

NOW, THEREFORE, BE IT RESOLVED that this Resolution of Application is hereby adopted and approved by the Board of Directors of the Valley District, and the Local Agency Formation Commission of San Bernardino County is hereby requested to take proceedings for consolidation of the two districts as authorized and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

BE IT FURTHER RESOLVED that the General Manager is hereby authorized and directed to take any additional actions that may be necessary to assist LAFCO in proceeding with the proposed consolidation.

ADOPTED this 15th day of November, 2006.



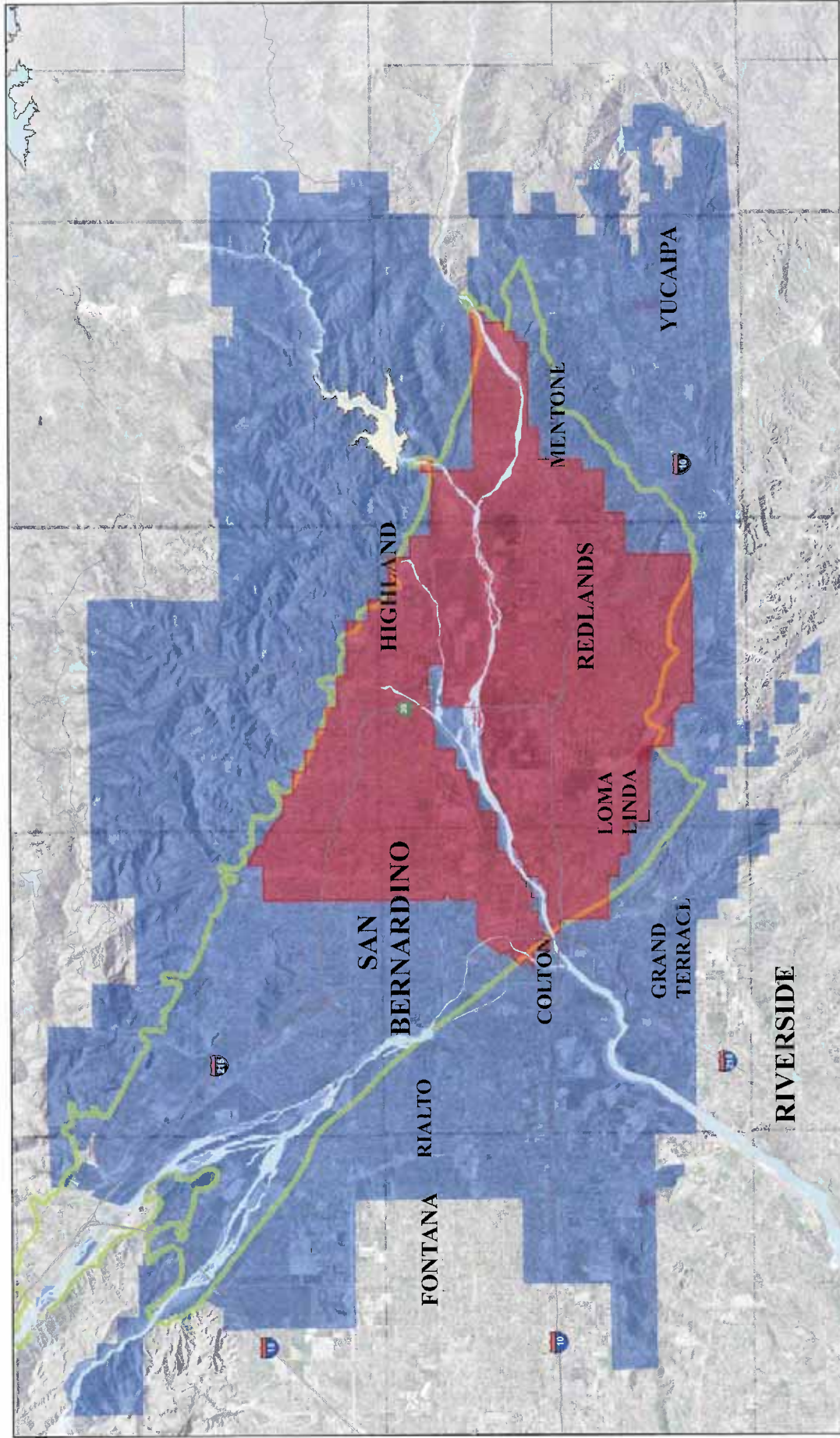
C. Patrick Milligan, President

ATTEST:



Steve Copelan, Secretary

(SEAL



San Bernardino Valley Water Conservation District Boundary and the San Bernardino Basin Area relative to the San Bernardino Valley Municipal Water District Boundary

San Bernardino Valley Water Conservation District Boundary (from SBCnycGIS)
 San Bernardino Basin Area
 San Bernardino Valley Municipal Water District Boundary

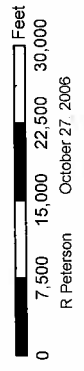


Exhibit A

The San Bernardino Valley Municipal Water District has prepared and uses this information for its own purposes and it is not intended to be a warranty. Further information may be obtained by contacting the GIS Department by calling (909) 387-9275.

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 3-party special

Exhibit B

Provided By:

**The San Bernardino Valley Water
Conservation District**

Subject to Revision

SAN BERNARDINO VALLEY WATER
CONSERVATION DISTRICT

Legal Description
of
Exterior Boundaries

Beginning at the Southeast corner of Section 1, T. 2 S., R. 3 W., SBB&M, said point also being a point on the Southerly corporate limits of the City of Redlands;

Thence Westerly along the South line of Sections 1, 2, 3 and 4, T. 2 S., R. 3 W., SBB&M, to the Southwest corner of the Southeast Quarter of Section 4, same Township and Range;

Thence North along the Quarter Section Line, said line being also on the West corporate limits of the City of Redlands, to a point which is 500 feet Southerly from and measured at right angles to the South right-of-way line of the Southern Pacific Railroad;

Thence Northwesterly along a line parallel to and 500 feet South of said South right-of-way of the Southern Pacific Railroad to a point on the South line of the Northwest Quarter of said Section 4;

Thence West along the South line of said Northwest Quarter of Section 4 and continuing Westerly along the South line of the Northeast Quarter of Section 5, same Township and Range, to the Southwest corner of the Northeast Quarter of said Section 5;

Thence North along the West line of the Northeast Quarter of said Section 5 to the Northwest corner of said Northeast Quarter;

Thence Westerly along the South line of Sections 32 and 31, T. 1 S., R. 3 W., SBB&M, and along the South line of Section 36, T. 1 S., R. 4 W., SBB&M, to the Southwest corner of the Southeast Quarter of the Southeast Quarter of said Section 36;

Thence North to the Northwest corner of the Northeast Quarter of the Southeast Quarter of said Section 36;

Thence West to the Southwest corner of the Northwest Quarter of said Section 36;

Thence North to the Northeast corner of the Southeast Quarter of the Northeast Quarter of Section 35, T. 1 S., R. 4 W., SBB&M;

Thence West to the Northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 35;

Thence North to the Northeast corner of the Northwest Quarter of said Section 35;

Thence West along section lines to the Northwest corner of the Northeast Quarter of Section 34, T. 1 S., R. 4 W., SBB&M, said point being also the Southwest corner of Lot 1 of Block 65 of the Rancho San Bernardino as recorded in Book Seven of Maps, Page 2, Records of San Bernardino County;

Thence North along the West line of said Lot 1 and the West line of Lot 4 of said Block 65 to an intersection with the center line of Colton Avenue;

Thence West and Northwesterly along the centerline of said Colton Avenue to its intersection with the centerline of "E" Street produced South from the City of San Bernardino;

Thence North along the centerline of said "E" Street to its intersection with the Westerly prolongation of the South line of Lot 11, Block 54, Rancho San Bernardino;

Thence East along the Westerly prolongation of the South line of said Lot 11 to the Southwest corner of said Lot 11;

Thence North along the West line of said Lot 11 to the South line of the North one-half of said Lot 11;

Thence East along the South line of the North one-half of said Lot 11 and along the Easterly prolongation of the South line of the North one-half of said Lot 11 to the West line of Lot 7, Block 72, Rancho San Bernardino;

Thence North along the West line of said Lot 7 to a point 500 feet South of the North line of said Lot 7;

Thence East along a line parallel to and 500 feet South of the North line of said Lot 7 to the East line of the West one-half of said Lot 7;

Thence North along the East line of the West one-half of Lot 7 to the North line of Lot 7;

Thence East along the North line of said Lot 7 to the Southwest corner of Lot 11, Block 72, Rancho San Bernardino;

Thence North along the West line of said Lot 11 a distance of 1385 feet more or less;

Thence East in a straight line to a point on the East line of said Lot 11, which is 500 feet South of the Northeast corner of said Lot 11;

Thence North to the Northeast corner of said Lot 11;

Thence Northeasterly in a straight line to a point on the East line of Lot 12, Block 72, Rancho San Bernardino, said point being due West of the intersection of the North line of Tract No. 2038 as recorded in Map Book 29, Pages 51 and 52, Records of San Bernardino County, and the centerline of Tippecanoe Avenue;

Thence East in a direct line to the intersection of the North line of said Tract No. 2038 and the centerline of Tippecanoe Avenue;

Thence Northeasterly along the North line of said Tract No. 2038, following all its various courses to the Northeast corner of said Tract No. 2038, said Northeast corner also being the centerline of Mountain View Avenue;

Thence Northerly and Northeasterly along the North line of Orange Grove Homestead as recorded in Map Book 2, Page 5, Records of San Bernardino County, State of California, and continuing Northerly and Northeasterly to the Northwest corner of Gregory Tract No. 1 as recorded in Map Book 19, Page 84, Records of San Bernardino County, State of California;

Thence Northeasterly along the North line of said Gregory Tract No. 1 to the Northeast corner thereof;

Thence Northeasterly to the Northwest corner of the Brown Subdivision as recorded in Map Book 8, Page 96, Records of San Bernardino County, State of California;

Thence Northeasterly along the North line of said Subdivision to its intersection with the West line of Section 16, T. 1 S., R. 3 W., SBB&M;

Thence North along said West line of said Section 16 to the Northwest corner of said Section 16;

Thence Easterly along the North line of said Section 16 to the Northeast corner of the Northwest Quarter, said point also being the Southwest corner of the Southeast Quarter of Section 9, T. 1 S., R. 3 W., SBB&M;

Thence North to the Northwest corner of the South half of the Northeast quarter of said Section 9;

Thence East to the Northeast corner of the South half of the Northwest quarter of said Section 10, said point also being on the centerline of Orange Street;

Thence North along the centerline of Orange Street to its intersection with the centerline of East Third Street;

Thence Westerly along the centerline of East Third Street, also known as East Highland Road and the Greenspot Road, and following all its various courses to the Northeast corner of the Northwest quarter of Section 8, T. 1 S., R. 3 W., SBB&M;

Thence Southerly along the East line of the Northwest Quarter of said Section 8 to its intersection with the South line of East Third Street;

Thence continuing South along the East line of the Northwest Quarter of said Section 8 to the Southeast corner of the Northwest Quarter of said Section 8;

Thence Westerly along the North line of Lots 1 and 2 of Block 68 of Rancho San Bernardino, to the Northwest corner of said Lot 2, said point also being the Northeast corner of Lot 1 of Block 67 of Ranch San Bernardino;

Thence South along the East line of said Lot 1 to the South line of the North one-half of said Lot 1;

Thence West along the South line of the North one-half of said Lot 1 to its intersection with the West line of said Lot 1;

Thence South along the West line of said Lot 1 and the Southerly prolongation thereof to its intersection with the centerline of Mill Street;

Thence Westerly along the centerline of Mill Street to its intersection with the centerline of the Southerly prolongation of Sterling Avenue;

Thence Southerly along the Southerly prolongation of the centerline of Sterling Avenue to its intersection with the Easterly prolongation of the centerline of Central Avenue;

Thence Westerly along the centerline of the Easterly prolongation of Central Avenue and along the centerline of Central Avenue to its intersection with the centerline of Tippecanoe Avenue;

Thence South along the centerline of said Tippecanoe Avenue to its intersection with the South line of Lot 14, Block 55, Rancho San Bernardino;

Thence West along the South line of said Lot 14 to the Southwest corner of said Lot 14, said Southwest corner also being the most Northeasterly corner of Tract No. 2228 as recorded in Map Book 31, Page 95, records of San Bernardino County;

Thence Southerly along the Easterly line of said Tract No. 2228 to the most Northerly corner of Lot 35 of said Tract 2228;

Thence Southwesterly along the West line of said Lot 35 and along the Southwesterly prolongation of said Lot 35 to its intersection with the centerline of Pioneer Street;

Thence Westerly along the centerline of Pioneer Street to the Northeast corner of Tract 2424 as recorded in Map Book 34, Page 60, records of San Bernardino County;

Thence South along the East line of said Tract No. 2424 to a point 360.50 feet South of the South line of Pioneer Street;

Thence Westerly along a line parallel to and 360.50 feet South of the South line of Pioneer Street to the Northeast corner of Lot 9 of said Tract No. 2424;

Thence South along the East line of Lots 9 and 10 of said Tract No. 2424 to the Northeast corner of Lot 11 of said Tract No. 2424;

Thence West along the North line of Lot 11 to the Northwest corner of said Lot 11;

Thence South along the West line of said Lot 11 a distance of 263.05 feet to the Northeast corner of Lot 6 of said Tract No. 2424;

Thence West a distance of 406.83 feet;

Thence South along the West line of said Lot 6 a distance of 330.95 feet;

Thence West a distance of 697.42 feet to a point on the East line of Lot 9 of Block 72, Rancho San Bernardino;

Thence South along the East line of said Lot 9 to a point on the Easterly prolongation of the North line of Lot 12, Block 54, Rancho San Bernardino;

Thence West along the Easterly prolongation of said North line of Lot 12 to the Northeast corner of said Lot 12;

Thence South along the East line of said Lot 12 to the South line of the North one-half of said Lot 12;

Thence West along the South line of the North one-half of Lots 12, 13 and 14 of Block 54, Rancho San Bernardino to its intersection with the West line of the East one-half of the East one-half of said Lot 14, said point being approximately 1400 feet East of the centerline of South "E" Street;

Thence South along the West line of the East one-half of the East one-half of said Lot 14 of Block 54, Rancho San Bernardino, to the South line of said Lot 14;

Thence West along the South line of said Lot 14 to the centerline of South "E" Street;

Thence South along the centerline of said "E" Street to its intersection with the centerline of "F" Street, sometimes known as Colton Avenue;

Thence Westerly along the centerline of Colton Avenue, following all its various courses to its intersection with the West line of Lot 10 of Block 54, Rancho San Bernardino;

Thence North along the West line of said Lot 10 and Lot 15 of Block 54 to the Northwest corner of said Lot 15;

Thence West to the Southwest corner of Lot 21 of Block 54;

Thence North along the West line of said Lot 21 to its intersection with the Southeasterly line of Scenic Drive as same is shown on map of Tract No. 1947 (Larkman Park) as recorded in Book 28 of Maps, Page 45, Records of San Bernardino County, State of California;

Thence Northeasterly along the Southeasterly line of said Scenic Drive to the Northeasterly corner of said Tract No. 1947 (Larkman Park);

Thence Northwesterly along the Northeasterly line of said Tract 1947 for 165.67 feet;

Thence Northeasterly paralleling the Southeasterly line of Colton Avenue 400 feet;

Thence Northwesterly to the most Easterly corner of Lot 20 of the Fairview Survey as recorded in Book One of Maps, Page 43, Records of San Bernardino County, State of California;

Thence Northeasterly along the Southeasterly line of said Fairview Survey to the most Easterly corner of Lot 48 of said Fairview Survey;

Thence South 50° East 760.32 feet;

Thence North 13° East 521.4 feet;

Thence East 64.68 feet;

Thence North to the South line of Lot 36, Block 54, of said Rancho San Bernardino;

Thence West to the Southwest corner of said Lot 36;

Thence North along the West line of said Lot 36 to its intersection with the Northeasterly line of Lot 73 of said Fairview Survey;

Thence Northwesterly along the Northeasterly line of said Lot 73 to the centerline of Colton Avenue;

Thence Northeasterly along the centerline of Colton Avenue to its intersection with the centerline of Mill Street;

Thence East along the centerline of Mill Street to its intersection with the centerline of Waterman Avenue;

Thence North along the centerline of said Waterman Avenue to its intersection with the Westerly prolongation of the North line of Cardiff Avenue;

Thence East along the Westerly prolongation of said Cardiff Avenue and the North line of said Cardiff Avenue to a point 485.5 feet East of the East line of Waterman Avenue;

Thence North along a line parallel to and 485.5 feet East of the East line of said Waterman Avenue to a point 448.64 feet North of the North line of Cardiff Avenue;

Thence West along a line parallel to and 448.64 feet North of the North line of said Cardiff Avenue to its intersection with the centerline of Waterman Avenue;

Thence North along the centerline of said Waterman Avenue, said line being on the East corporate limits of the City of San Bernardino, to a point 191.25 feet South of the centerline of Base Line Avenue;

Thence East along a line parallel to and 191.25 feet South of the centerline of said Base Line Avenue to a point 200 feet East of the centerline of said Waterman Avenue;

Thence North along a line parallel to and 200 feet East of the centerline of said Waterman Avenue to its intersection with the South line of said Base Line Avenue;

Thence Easterly along the South line of said Base Line Avenue to the Northwest corner of Lot 17 of Block 42, Rancho San Bernardino, as shown on Map recorded in Book 7 of Maps, Page 2, Records of San Bernardino County, said point being also the intersection of the South line of said Base Line Avenue with the West line of Bobbatt Drive, as same is shown on map of Tract No. 2307 (Van Loon Subdivision) recorded in Book 33 of Maps, Page 49, Records of San Bernardino County;

Thence South along the West line of said Lot 17 of Block 42, said line being also the West line of said Bobbett Drive, and continuing South along the West line of Lot 4 of said Block 42, to the Southwest corner of Lot 4, said point being also on the North line of Ninth Street;

Thence West along the North line of Ninth Street to a point due North of a point on the West line of a parcel of land belonging to the City of San Bernardino, which point is on the South line of Ninth Street 31.3 feet, more or less, West of the East line of Lot 16, of Block 43, of said Rancho San Bernardino;

Thence South along the West line of the property of the City of San Bernardino and its prolongation, said line being 31.3 feet, more or less, West of and parallel with the East line of said Lot 16, of said Block 43, to the South line of said Lot 16, said line being also the North line of Lot 5 of said Block 43;

Thence West along the North line of said Lot 5 of said Block 43 to the Northwest corner of the East ten acres of said Lot 5, said point being the Northwest corner of the property of the City of San Bernardino;

Thence South along the West line of the East ten acres of said Lot 5 to the South line of said Lot 5, said point being on the North line of Rathbun Street;

Thence East along the South line of Lots 5 and 4 of said Block 43, said line being the North line of Rathbun Street, to the Southeast corner of said Lot 4;

Thence North to the Northeast corner of said Lot 4;

Thence West to the Northwest corner of said Lot 4, said point being also the Southeast corner of Lot 16 of said Block 43;

Thence North along the East line of said Lot 16 of said Block 43 to the Northeast corner thereof, said point being on the South line of Ninth Street

Thence East along the South line of Ninth Street to a point due South of a point on the North line of Ninth Street which is 30 feet East of the Southwest corner of Lot 4 of Block 42 of the Rancho San Bernardino;

Thence North along a line parallel with the said West line of the said Lot 4 of the said Block 42 and 30 feet East thereof, and along the East line of aforementioned Bobbett Drive, and a prolongation thereof, to a point on the South line of Lot 2, Block 41, Rancho San Bernardino, said point being on the North line of Base Line Street;

Thence East along the South line of said Lot 2 a distance of 105.67 feet, more or less, to a point 30 feet West of the West line of Block 2 of said Tract No. 2307;

Thence North along a line parallel with and 30 feet West of the West line of Blocks 2 and 1 of said Tract 2307, to the North line of Lot 13 of Block 41, said point being on the South line of Gilbert Street;

Thence East along the South line of said Gilbert Street to the Northeast corner of Lot 1 of Block 1 of aforementioned Tract No. 2307;

Thence due North to a point 860 feet North of the North line of said Gilbert Street;

Thence West along a line parallel with and 860 feet North of said North line of Gilbert Street to a point 2168.75 feet East of the centerline of Waterman Avenue, said point being on the West line of the property of the County of San Bernardino, known as the County Hospital Grounds;

Thence Northerly and parallel with the centerline of said Waterman Avenue along the West line of said property of the County of San Bernardino to the South line of Lot 5 of Block 40 of said Rancho San Bernardino;

Thence Easterly along the South line of said Lot 5 of said Block 40 of said Rancho San Bernardino to the Southeast corner of said Lot 5 of said Block 40;

Thence Northerly along the East line of said Lot 5 of said Block 40 a distance of 799.4 feet;

Thence due east 775.75 feet;

Thence South $67^{\circ} 15'$ East 594.4 feet to a point on the East line of Lot 6 of said Block 40, said point being 569.10 feet North of the Southeast corner of said Lot 6 of said Block 40;

Thence Southerly along the East line of said Lot 6 of said Block 40 to the Southwest corner of Block 5 of the Orange Grove Tract as shown on map recorded in Book 11 of Maps, Page 14, Records of San Bernardino County;

Thence Easterly along the South line of said Block 5 of said Orange Grove Tract to the Southeast corner of said Block 5;

Thence Northerly along the East line of said Block 5 to the Northeast corner of said Block 5;

Thence Westerly along the North line of said Block 5 to the Southeast corner of Lot 2 of Block 6 of said Orange Grove Tract;

Thence Northerly along the East line of said Lot 2 of said Block 6 and the Northerly prolongation of said line to its intersection with the centerline of Highland Avenue;

Thence East along the centerline of said Highland Avenue to its intersection with the Southerly prolongation of the East line of Lot 3, Block 9 of the Orange Grove Tract;

Thence North along said Southerly prolongation of said East line of Lot 3 of Block 9, the East line of Lot 3 of Block 14, the East line of Lot 3 of Block 15, the East line of Lot 3 of Block 18, the East line of Lot 3 of Block 19 and the East Line of Lot 3 of Block 22 of said Orange Grove Tract to an intersection with the centerline of Eureka Street, as shown on said map;

Thence East along the centerline of said Eureka Street to its intersection with the centerline of Sterling Avenue;

Thence North along the centerline of said Sterling Avenue to the Northwest corner of the Southwest Quarter of Section 19, T. 1 N., R. 3 W., SBB&M;

Thence East to the Northeast corner of the Southwest Quarter of said Section 19;

Thence South to the Northwest corner of the South one-half of the Southeast Quarter of said Section 19;

Thence East to the Northeast corner of the South one-half of the Southeast Quarter of said Section 19;

Thence South to the Northwest corner of Section 29, T. 1 N., R. 3 W., SBB&M;

Thence East to the Northeast corner of the Northwest Quarter of said Section 29;

Thence South to the Northwest corner of the South one-half of the Northeast Quarter of said Section 29;

Thence East to the Northeast corner of said South one-half of the Northeast Quarter of said Section 29;

Thence South to the Northwest corner of the Southwest Quarter of Section 28, T. 1 N., R. 3 W., SBB&M;

Thence East to the Northeast corner of said Southwest Quarter of said Section 28;

Thence South to the Northwest corner of the South one-half of the Southeast Quarter of said Section 28;

Thence East to the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 27, T. 1 N., R. 3 W., SBB&M;

Thence South to the Southeast corner of said Southwest Quarter of the Southwest Quarter of said Section 27;

Thence East along Section lines to the Northeast corner of the Northwest Quarter of Section 35, T. 1 N., R. 3 W., SBB&M;

Thence South to the Southeast corner of said Northwest Quarter of said Section 35;

Thence East to the Northeast corner of the Southeast Quarter of said Section 35;

Thence South to the Southeast corner of said Section 35, said point being also the Northwest corner of Section 1, T. 1 S., R. 3 W., SBB&M;

Thence East to the Northeast corner of said Section 1;

Thence South to the Southeast corner of the Northeast Quarter of said Section 1;

Thence East to the Northeast corner of the Southwest Quarter of Section 6, T. 1 S., R. 2 W., SBB&M;

Thence South to the Southeast corner of said Southwest Quarter of said Section 6;

Thence East along section lines to the Northeast corner of Section 8, T. 1 S., R. 2 W., SBB&M;

Thence North along the West line of Section 4, T. 1 S., R. 2 W., SBB&M, to the Northwest corner of the Southwest Quarter of the Southwest Quarter of said Section 4;

Thence East to the Northeast corner of the Southwest Quarter of the Southwest Quarter of said Section 4;

Thence South to the Southeast corner of the Southwest Quarter of the Southwest Quarter of said Section 4;

Thence West to the Southwest corner of said Section 4, said Southwest corner also being the Northeast corner of said Section 8;

Thence South along the East line of said Section 8 to the Southeast corner of said Section 8;

Thence East along section lines to the Northeast corner of the Northwest Quarter of the Northeast Quarter of Section 13, T. 1 S., R. 2 W., SBB&M;

Thence South to the Southeast corner of said Northwest Quarter of the Northeast Quarter of said Section 13;

Thence West to the Northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 13;

Thence South to the Southeast corner of the Northeast Quarter of the Southwest Quarter of said Section 13;

Thence West to the Southwest corner of said Northeast Quarter of the Southwest Quarter of said Section 13;

Thence South to the Southeast corner of the Southwest Quarter of the Southwest Quarter of said Section 13;

Thence West to the Southwest corner of said Section 13;

Thence South to the Northeast corner of the South one-half of the North one-half of Section 23, T. 1 S., R. 2 W., SBB&M;

Thence West along the North line of the South one-half of the North one-half of said Section 23 and along the North line of the South one-half of the North one-half of Section 22, T. 1 S., R. 2 W., SBB&M, said line being also along the South line of Block 27 of the Stretch Map of Mentone, as recorded in Book Eight of Maps, Page 81, Records of San Bernardino County, State of California, to the Northwest corner of the South one-half of the North one-half of said Section 22, said point being also the Northeast corner of Lot 1 of Block 1 of the Crafton Tract as same is recorded in Book Three of Maps, Page 14, Records of San Bernardino County, State of California;

Thence South along the East line of said Lot 1 and the East line of Lot 12 of said Block 1 to the Southeast corner of said Lot 12;

Thence West along the South line of Lots 12, 11, 10, 9, 8, and 7 of said Block 1 to the Southwest corner of said Lot 7, said Southwest corner of said Lot 7 being also the Northwest corner of the Northeast Quarter of the Southwest Quarter of Section 21, T. 1 S., R. 2 W., SBB&M, said corner also being a point on the centerline of Garnet Street;

Thence Southerly along the Southerly prolongation of Garnet Avenue to a point on the South line of said Section 21, said point also being the Northeast corner of the West half of the Northwest Quarter of Section 28, T. 1 S., R. 2 W., SBB&M;

Thence continuing Southerly along the East line of the West one-half of the Northwest Quarter of said Section 28 to the Southeast corner of the West one-half of the Northwest Quarter of said Section 28;

Thence West to the Southwest corner of the Northwest Quarter of said Section 28;

Thence South along the West line of said Section 28 to the Southwest corner of said Section 28;

Thence West along the South line of Section 29, T. 1 S., R. 2 W., SBB&M, to the Southwest corner of said Section 29;

Thence South along the East line of Lot 3 of Block 78 of Rancho San Bernardino to the Southeast corner of said Lot 3;

Thence West along the South line of said Lot 3 of said Block 78 and West along the Westerly prolongation of the South line of said Lot 3 to the Northwest corner of Lot 4 of Block 27 of the Crafton Tract as recorded in Book Three of Maps, Page 14, Records of San Bernardino County, State of California;

Thence South along the East line of Section 36, T. 1 S., R. 3 W., SBB&M, and along the East line of Section 1, T. 2 S., R. 3 W., SBB&M, to the Southeast corner of said Section 1, said point also being the point of beginning.

Exhibit C

**Plan of Service will be Distributed
at Board Meeting**

Exhibit D

Notice of Exemption

NOV 17 2006

3574

To: ☒ Office of Planning
1400 Tenth Street, Room 121
Sacramento CA 95814-5502

COUNTY OF
SAN BERNARDINO
R# 278597

From: San Bernardino Valley
Municipal Water District
1350 South "E" Street
San Bernardino CA 92408-2725

☒ County Clerk
County of San Bernardino
385 North Arrowhead, Second Floor
San Bernardino CA 92415-0130

Project Title: Consolidation of the San Bernardino Valley Water Conservation District and the San Bernardino Valley Municipal Water District

Project Location - Specific: Within San Bernardino Valley Municipal Water District

Project Location - City: Various parts of San Bernardino, Redlands,
Highland and Loma Linda

Project Location - County: San Bernardino

Description of Nature, Purpose, Beneficiaries of Project: The San Bernardino Valley Municipal Water District will adopt a resolution of application consolidating the San Bernardino Valley Water Conservation District and the San Bernardino Valley Municipal Water District. The consolidation will provide greater public accountability by eliminating one governmental entity and redundancy of governmental jurisdictions. The consolidation will enhance regional planning and representation and will enhance service efficiency and reduce costs in administrative personnel, office expense and contracted costs. The consolidation will implement the recommendations in LAFCO Resolution No. 2893.

Name of Agency Approving Project: San Bernardino Valley Municipal Water District

Name of Person or Agency Carrying Out Project: San Bernardino Valley Municipal Water District.

Exempt Status: (check one)

- ☐ Ministerial (Sec. 21080(b)(1); 15268);
☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));
☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
☒ Categorical Exemption. State type and section number: 15061(b)(3).
☐ Statutory Exemptions. State code number:
☒ Other. Sec. 15378(b)(5)

Reasons why project is exempt: This Project is exempt because it is merely an organizational or administrative activity which will not result in any reasonably foreseeable adverse environmental impacts and so is exempt under Section 15378(b)(5). The geographic area under the collective powers of San Bernardino Valley Municipal Water District and San Bernardino Valley Water Conservation District will not change due to the consolidation thus exempting the consolidation from environmental review. Further, because the project only involves the filing of an application with LAFCO, the Project is also subject to the "common sense" exemption of Section 15061(b)(3) where it can be seen with certainty that an action will not have an effect on the environment.

Lead Agency

Contact Person: Robert L. Reiter, General Manager and Chief Engineer Area Code/Telephone/Extension: 909/387-9200

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project: ☐ Yes ☐ No

Signature: Robert L. Reiter Date: 11/16/06 Title: Gen Mgr. and Chf. Engr.

- ☒ Signed by Lead Agency
☐ Signed by Applicant

Date received for filing at OPR:

Revised October 1989

DATE FILED & POSTED

PRELIMINARY EXEMPTION ASSESSMENT

(Certificate of Determination
When Attached to Notice of Exemption)

Name or description of Project: Consolidation Involving the San Bernardino Valley Water Conservation District and the San Bernardino Valley Municipal District


Location: San Bernardino Valley Municipal Water District
1350 South "E" Street
San Bernardino CA 92408-2725
Phone: (909)387-9200

Entity or person undertaking Project: San Bernardino Valley
Municipal Water District
1350 South "E" Street
San Bernardino CA 92408-2725
Phone: (909)387-9200

Staff Determination: The District's Staff, having undertaken and completed a preliminary review of this activity in accordance with CEQA, the State CEQA Guidelines and the District's Local CEQA Guidelines, has concluded that this action does not require further environmental assessment because it is exempt from CEQA as described below:

- (a) _____ Ministerial project.
- (b) _____ Not a project.
- (c) _____ Emergency Project.
- (d) X Categorical Exemption. Sec. 15061(b)(3)
- (e) _____ Declared Emergency.
- (f) _____ Statutory Exemption
- (g) X Other. State CEQA Guidelines section 15378(b)(5);
organizational administrative activities of
governments that will not result in direct or
indirect physical changes in the environment.

Date Received for Filing: _____


Robert L. Reiter
General Manager and
Chief Engineer
San Bernardino Valley
Municipal Water District

MEMORANDUM

TO: Board of Directors

FROM: Robert L. Reiter

SUBJECT: CEQA Compliance - Application for Consolidation of the San Bernardino Valley Water Conservation District with the District

DATE: November 9, 2006

On March 15, 2006, the San Bernardino Local Agency Formation Commission (LAFCO) adopted a "zero" sphere of influence for the San Bernardino Valley Water Conservation District and directed that the Conservation District be consolidated with our District. LAFCO ordered the consolidation because it would "better serve the whole of the Bunker Hill Basin." Acting at your direction, the District's staff and consultants have prepared the documentation needed to initiate the consolidation process before LAFCO. Those documents are before you today for your consideration.

Our District, like all public agencies, is required to comply with CEQA before approving any discretionary project that could have an adverse effect on the physical environment. However, section 15378(b)(5) of the CEQA regulations excludes administrative activities that will not have an effect on the environment from the definition of "projects" subject to CEQA. In this case, our District's proposed action is only to file an application for the proposed consolidation with LAFCO. Filing an application is an administrative activity that will not, absent independent action by LAFCO, have any effect on the environment. For this reason, our District does not need to take any additional steps to comply with CEQA for the filing of the application with LAFCO.

In addition, section 15061(b)(3) of the CEQA regulations provides a "common-sense" exemption to CEQA for projects where there is no possibility that there will be an impact on the environment. Again, the mere filing of an application with LAFCO will not have any effect on the environment.